#

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3130 OF 2006

Sabir Hussain Abdul
Quddus Chaudhary .. Applicant

Versus

State of Maharashtra .. Respondent

Mr.Vijay Desai & Riyaz Ahmad for applicant
Mrs.R.M.Gadhvi, A.P.P. for State.

CORAM : S.C.DHARMADHIKARI, J.
DATE : 5th September 2006.

P.C.

. After perusing the application and annexures thereto it is clear that as far as the

applicant's role in the offence alleged in C.R.No.256 of 2006, registered at C.B.Control, CID, Unit II, Yellow Gate Police Station Mumbai, prima facie appears to be that from his shop premises about 258 empty containers and about 1296 stickers of castrol were recovered. Three accused are enlarged on bail. In such circumstances, and considering that the offences alleged are violation of Provisions of Copyright Act as also related provisions, under Indian Penal Code, the applicant deserves to be enlarged on bail. Hence, the following order:-

i) The applicant arrested in connection with C.R.No.256 of 2006 registered with C.B.Control, CID, Unit II, Yello Gate Police Station shall be enlarged on bail subject to furnishing a personal bond of Rs.10,000/- with one or two local sureties in the like amount.

ii) The bail is granted subject to

condition that the applicant will remain present before the concerned investigating officer C.B. Control, C.I.D., Unit Ii, Yello Gate Police Station, Mumbai twice a week till the charge sheet is filed and thereafter as may be directed by the trial court.

iii) The order of bail will be given effect only after the applicant furnishes to the investigating officer the details about his place of residence and address where he proposes to stay after he is enlarged on bail. The applicant will not change his residential address thereafter till the conclusion of trial without prior intimation to the Investigating officer.

iv) The bail is granted subject to condition that the applicant shall not directly or indirectly, make any

inducement or threat to any prosecution witnesses and shall not in any manner tamper with the prosecution evidence.

v) The applicant shall cooperate with the learned Trial Judge for expeditious disposal of the case. Any attempt by the applicant to delay the trial may be a ground for cancellation of bail.

vi) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

vii) Application is disposed of in above terms.

viii) Parties to act on an authenticated copy of this order.

(S.C.Dharmadhikari, J)